

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PUBLIC SERVANTS - Sri N. Balagurappa, Sr. Asst., (Retd.), O/o the CDPO, ICDS Project, Railway Kodur - Allegations of collecting 10% commission for sanction of T.A bills and Sexual Harassment to the AWWs– Charges framed against him –Explanations submitted by the Charged Officer – Inquiry finalized and findings received – Final orders issued to impose a penalty of withholding of entire pension and gratuity permanently against him – Appeal filed – Reduce the penalty to 'withholding 50% of pension for a period of five years' – Appeal disposed– orders– Issued.

DEPTT FOR WOMEN, CHILDREN, DIFFERENTLY ABLED AND SENIOR CITIZENS (Estt.A1)

G.O.MS.No. 14

Dated: 11-09-2025

Read the following:-

1. Lr.No.WDC02-12022/11/2020-VIG-WDCW, and Lr.No.WDC02-12022/12/2020-VIG-WDCW, dated: 10-02-2022 of the Director, WD&W Dept., Guntur.
2. Procs No.1260/A/2011, dated 05.08.2011, of Regional Deputy Director, WD&CW Dept., Kurnool. (AOC)
3. Charge Memo.No.298/A2/2015, Dated: 24-06-2015, of the Regional Joint Director, WD&CW Dept., Kurnool. (AOC)
4. Explanation dated: 31-08-2011, of Sri N. Balagurappa, Sr. Asst., O/o.the CDPO, ICDS Project, Railway Kodur, (Article of Charges written statement of Defense)
5. Explanation dated: 10-07-2015, of Sri N. Balagurappa, Sr. Asst., O/o.the CDPO, ICDS Project, Lakkireddypalli, Kadapa District, (Article of Charges written statement of Defense).
6. Progs.No.1260/A2/2011, dated: 15-10-2011, Regional Deputy Director, WD&CW Dept., Kurnool (Inquiry Officer appointed)
7. Memo No.473/A2/2016, Dated: 01-02-2020, of the Regional Joint Director, WD&CW Dept., Kurnool. (Inquiry Officer appointed).
8. Lr.No./A2/2019, Dated: 27-05-2020, of Project Director, (Inquiry Officer), D.W. & C.D.A., Kadapa, (Inquiry Report).
9. Lr.No.648/A/2017, Dated: 24-06-2020, of Asst. Project Director, WD&CW Dept., Guntur (Inquiry Officer), D.W. & C.D.A., Kadapa, (Inquiry Report).
10. Explanations to Inquiry Report submitted by the C.O. Sri N.Balagurappa, Sr. Asst. (Retd.), O/o the CDPO, ICDS Project, Railway Kodur dated: 25-09-2020.
11. Govt. Memo No.WDC01/468/Estt.A3/2022-1, dt.10.03.2023 and Govt. Memo. No.WDC01/199/Estt.A3/2021-2, dt.18.03.2023 (SCNs).
12. Explanations to SCNs submitted by the C.O. Sri N. Balagurappa, Sr. Asst. dated: 12.04.2023 and 02.11.2024.
13. The Secretary, APPSC File No.GAD03-APPS0DCC/1/2025-IN AND OT SEC-APPSC (Computer No. 2673453). Dated: 27.01.2025.
14. G.O.Ms.No.7, WCDA&SC Dept.,Date: 05-03-2025 WDC01/199/2021-ESTT I/4335084/2025
15. Appeal petition of Sri N. Balagurappa, Senior Assistant (Retd), O/o.the CDPO., ICDS Project, Railway Kodur dated Nil.
16. The Secretary, APPSC Letter NO. File No. GAD03-APPS0DCC/1/2025 OT SEC-APPSC (Computer No.2673453), Dt: 28.08.2025

ORDER:

In the reference 1st read above, the Director, WD&CW, AP, Guntur has informed that there are two disciplinary cases pending against Sri.N.Balagurappa, Retd., Senior

Assistant, ICDS Project, Railway Kodur. Hence, one disciplinary case is collecting 10% commission for sanction of T.A bills and another is Sexual Harassment to the AWWs.

2. In the reference 14th read above, Government have decided and hereby order to impose a penalty of withholding entire Pension and Gratuity against the Charged Officer Sri N.Balagurappa, Senior Asst.,(Retd.), O/o the CDPO, ICDS Project, Railway Kodur.

3. Sri N. Balagurappa, Sr. Assistant (Retd) has filed an appeal petition and informed that no opportunity was given to him during the course of the departmental enquiry. The enquiry was not conducted as per the provisions of Rule 20 of APCS (CC& A) Rules, 1991. He was not given opportunity to cross examine the Anganwadi workers who have given adverse evidence against him and thus he lost the opportunity of eliciting the factual things that happened. The Inquiry Officer has not considered the statements of other ministerial staff of the Office who did not speak anything against him. The charges are framed against him basing and believing on the interested statements of the petitioners, which has no relevancy and proof for such belief. He was not served with some documents In spite of his specific request for such communication of documents to prove his case in the defence. Therefore no sufficient opportunity was given to him by the Inquiry Officer. The Inquiry Officer acted prejudicially and with pre-decision mind, without going into facts of the case and without considering the material facts available which speak his case positively. He has further submitted that the enquiry report dated 24-06-2020 was not communicated to him as stated by the enquiry Officer as per the relevant provisions of the CCA Rules and therefore injustice is caused to him. He cannot submit his explanation, without perusing the enquiry report as started above. The provision is clearly envisaging that the enquiry report has to be communicated if it is adverse to the delinquent Officer. But it is not communicated to him and therefore Punishment proposed is not feasible to be imposed as he lost the opportunity of submitting his explanation consistently. Further, the petitioners i.e. Anganwadi workers would have given police complaint, had they actually suffered harassment from him and if it is actually happened. In the police complaint the facts would have been revealed. As the officers who are enemically disposed of with him provoked the anganwadi workers and created false allegations against him. He has further submitted that the CDPO at Kodur ICDS and Lakkireddypalli ICDS is one Smt. P. Ramadevi. As she is one and the same officer in the said both places, she created allegations against him in both the places, where he too worked in both places and therefore the allegations are nothing but with the vengeance attitude of the same officer. The petitioners i.e. anganwadi workers who raised false allegations against him are also in one way instigated by some outsiders who are enemically disposed of with him. Without prejudice to the facts and merits of the case, he retired from service even on 31-5-2020 and 10 family members are dependant on him and he has been suffering a lot with meagre provisional pension in these hard days. If the entire pension and gratuity is withheld, he would be put to irreparable loss and injury through out his life. He has submitted that he rendered service to the department for all these years and if the punishment is awarded, he would be put to injustice. He has further submitted that his right kidney failed and he has been taking treatment now.He is now surviving with his only left kidney and as per Doctor's advice it will also be problematic in future. He is spending huge amounts towards his medical expenses. He is herewith enclosing the medical data including X-rays, bills and other hospital records. He is not yet sanctioned pensionary benefits due to pendency of Departmental action to be proposed finally and receiving meagre anticipatory pension. His wife's both leg knee joint failed and she is bedridden since a long time. Doctors advised above Rs.3 lakh for surgery of the knee joints and spending huge recurring expenditure for her for treatment until surgery is taken up. Therefore financially as well as on health grounds himself and his wife have been suffering a lot. Government have issued for imposing the penalty of "Withholding the entire pension and gratuity against the charged officer Sri N. Balagurappa, Senior Assistant (Retd), O/o the CDPO., ICDS

Project, Railway Kodur vide G.O.Ms. No.7,WCDA&SC Dept., dated.05.03.2025. Hence, he has requested the Government to allow his appeal petition and set aside the punishment issued in the G.O.Ms. No.7, WCDA&SC Dept., dated.05.03.2025 in the interest of justice on humanitarian grounds.

4. The appellate authority, after careful examining the statutory appeal petition preferred by the appellant and after taking into consideration of the facts and merits of the case, accordingly hereby reduce the penalty to 'withholding 50% of pension for a period of five years' in place of the already imposed penalty of 'withholding of entire pension and gratuity permanently' against the applicant Sri N. Balagurappa, former Senior Assistant, O/o the CDPO., ICDS Project, Railway Kodur (Retd.).

5. The Director, WD&CW, AP, Guntur shall take necessary further action in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

A SURYA KUMARI
SECRETARY TO GOVERNMENT

To

Sri N.Balagurappa, Senior Asst., (Retd.), O/o the CDPO, ICDS Project, Railway Kodur through the Director, WD&CW, AP, Guntur.

The Director, WD&CW Dept., AP, Guntur.

Copy to:

The Director of Translations with a request to translate in telugu language.

The Secretary, APPSC

The AG, A.P Vijayawada

The Secretary, APVC, AP Secretariat.

OSD to Minister (WD&CW&TW)

P.S.to Secretary to Govt., WCDA&SC Department.

The Director of Treasuries, Mangalagiri,

The Prl. AG, AP, Vijayawada.

SC/SF (C.No.1417886).

//FORWARDED:: BY::ORDER//

SECTION OFFICER